

Violation Complaint

2006 OCT 23 P 1:40

Complainant
Richard I Mack
POB 971
Pima, Az 85543

MUR # 5858

Respondent
KNAZ Ch 2
Manager Jerome Parra
2201 North Vickey Street
Flagstaff, Az 86004

Date October 20, 2006

To: Federal Elections Commission

Please be advised that I am issuing this complaint as prescribed by law and FEC regulations and pursuant to the McCain Feingold Act. The facts are as follows:

1) That I, Richard I. Mack, am a bona fide and legal candidate with ballot status in the State of Arizona for the office of U.S. Senate, with the election date for said election scheduled for November 7, 2006.

2) That during this campaign three (3) separate debates were scheduled for the candidates running for U.S. Senate. These debates were sponsored by local TV stations/businesses. According to CEO's or News Directors for each of these news agencies, (Steve Hammel KPHO Ch 5 Phoenix, Bill Buckmaster KUAT Ch 6 Tucson, and Jerome Parra KNAZ Ch. 2 Flagstaff) have all indicated to me that their businesses/news agencies were intending to sponsor a debate for the U.S. Senate candidates. All three of these individuals also informed me that candidate Jon Kyl (R) and candidate Jim Pederson (D) had required and agreed that no other candidate (which meant me) could participate in the debates. KPHO allowed my opponents to determine that I could not participate and held a debate on October 15, 2006. However, I have reached an agreement with KPHO to receive from them "equal time" and fair treatment. KUAT did not allow my opponents to run their debate and all three of us participated in the debate on October 18, 2006.

3) On October 16-20, 2006, I was in frequent telephone communication with staff and Mr. Jerome Parra of KNAZ Ch. 2 and asked if they were going to allow me to participate on the debate they were holding on October 20, 2006. I was told that I would not be allowed. The reason given for this was that my opponents, Jon Kyl in particular, would not debate if I was allowed to participate. So we actually have supposed unbiased news agencies allowing candidates to determine which of their opponents may participate in the democratic process.

4) I informed Jerome Parra that my lawyer had researched the law and even had him email Mr. Parra on October 19, 2006, a copy of the FEC law which requires all sponsors of debates to have in writing a clear policy regarding the agency's criteria for including candidates in debates. The obvious part of the law being that said criteria had to be "pre-established and objective." KNAZ was either unable or unwilling to show me if such a policy ever existed within their business. I last spoke with Jerome Parra on October 19, 2006. No other communication from him was ever received by myself. I merely told Mr. Parra

27044162649

that I expected fair and honest treatment.

My complaint therefore, is directed specifically to KNAZ and its principals and staff for failure to comply with FEC laws and ethical standards, as well. I also believe that candidate Jon Kyl may have broken the law by coercion and using his position as an incumbent to unethically influence an election.

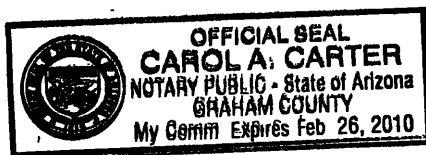
Your prompt response to this complaint will be greatly appreciated as irreparable harm has occurred to my campaign and will continue until election day, unless intervention is forthwith.

Sincerely,


Richard I. Mack

Subscribed & Sworn before me
this 20th day of Oct 2006

Carol A Carter
Notary Public



27044162650